



(iii) the Order denying Best's motion for summary judgment to dismiss MetTel's

claim for unliquidated damages (*e.g.* lost profits) that arose from the 2000 NATelCo Agreement, entered May 21, 2004;

(iv) the Order denying Best's motion for summary judgment to dismiss MetTel's claim for unliquidated damages (*e.g.* lost profits) that arose from the 2000 NATelCo Agreement and MetTel's claim for an account receivable that arose from the 1998 NATelCo Agreement, entered November 14, 2006;

(v) all Orders concerning discovery on the claims that arose under the 2000 NATelCo Agreement and the 1998 NATelCo Agreement;

(vi) the Findings of Fact and Conclusions of Law related to Best's defense that MetTel did not afford Best a discount off of the accounts receivable, allegedly assigned to MetTel, that arose from the 1998 NATelCo Agreement and 2000 NATelCo Agreement, entered on October 25, 2007;

(vii) the Order granting MetTel summary judgment related to Best's defenses that the rates charged under the 1998 NATelCo Agreement and the 2000 NATelCo Agreement were too high and that MetTel did not credit interest earned on a deposit that Best submitted in relation to the 2000 NATelCo Agreement, that was transferred to MetTel, entered November 26, 2007; and

(viii) the Order granting MetTel summary judgment, in part, for accounts stated, with interest, entered on December 31, 2002.

The parties to the Order appealed from and the names and addresses of their respective attorneys are as follows:

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Dated: Brooklyn, New York  
March 28, 2008

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